

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
TEXARKANA DIVISION**

**OAK CREEK INVESTMENT PROPERTIES, INC.**

**PLAINTIFF**

**V.**

**CASE NO. 4:18-CV-4009**

**AMERICAN ELECTRICAL POWER SERVICE  
CORPORATION; KMT GROUP, INC.; and  
CLEAResult CONSULTING, INC.**

**DEFENDANTS**

**AND**

**KMT GROUP, INC.**

**THIRD-PARTY PLAINTIFF**

**V.**

**JIMMY HICKEY and RICHARD SMITH**

**THIRD-PARTY DEFENDANTS**

**ORDER OF DISMISSAL**

**IT APPEARING** to the Court that the matter has been settled, counsel for all parties having so advised the Court, it is **ORDERED** that the case be, and it is hereby, **DISMISSED WITH PREJUDICE**, subject to the terms of the settlement agreement.

If any party desires to make the terms of settlement a part of the record herein, those terms should be reduced to writing and filed with the Court within thirty (30) days from the file date of this Order.

The Court retains jurisdiction to vacate this Order and to reopen the action upon cause shown that settlement has not been completed and that a party wishes this Court to enforce the settlement agreement specifically.

**IT IS SO ORDERED** on this 10th day of November, 2020.

/s/ Timothy L. Brooks  
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TIMOTHY L. BROOKS  
UNITED STATES DISTRICT JUDGE